136

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (C) No. 5189 of 2007

Petitioners

1) Udao Raj Parakh, son of Shri Mangal Chand Parakh, aged about 50 years, occupation – Business, resident of G.E.O. Road, Rajnandgaon.

2) Ashok Parakh, son of Late Laxmichand Parakh, aged about 55 years, occupation – Business, resident of G.E.O. Road, Rajnandgaon (CG).

Versus

Respodents

1) State of Chhattisgarh, through the Secretary, Department of Revenue, D.K.S. Bhawan, Raipur.

2) The Collector, Rajnandgaon.

3) The Tehsildar, Rajnandgaon/

4) The Nazul Officer, Rajnandgaon.

5) Municipal Corporation, Rajnandgaon through its Commissioner.

6) The Commissioner, Municipal Corporation, Rajnandgaon.

(Writ Petition under Article 226 of the Constitution of India)

SB: Hon'ble Shri Satish K. Agnihotri, J.

Present: Shri Rajeev Shrivastava, counsel for the petitioner.
Shri Suryakant Mishra, Panel Lawyer for the respondents No. 1 to 4/State.

ORDER

(Passed on 27th August, 2007)

. Learned counsel appearing for the petitioners submits that the respondent No. 2/ Collector, Rajnandgaon, vide order dated 13-12-2005 (Annexure P/12) directed the Tahsildar, Rajnandgaon and the Commissioner, Municipal Corporation, Rajnandgaon, to settle the landless persons in Pandit Dindayal Upadhyay Nagar Chikhli, Kanchanbagh, houses constructed under Valmiki-Ambedkar Awas Scheme. Learned counsel

131

further submits that despite the clear order passed by the Collector, Rajnandgaon on 13-12-2005 (Annexure P/12), no action has been taken by the authorities, till date. Thereafter, the petitioner has moved a representation to the Collector, Rajnandgaon, on 18-7-2007 (Annexure P/13), who in turn has not taken any steps to ensure compliance of the earlier order dated 13-12-2005. The representation is pending undecided till date.

2) In view of the foregoing, learned counsel appearing for the petitioners submits that the petitioners do not want to press other points, except that the respondent No.2/Collector, Rajnandgaon, be directed to consider and decide their representation dated 18-7-2007 (Annexure P/13) expeditiously, in accordance with law, to ensure compliance of the order dated 13-12-2005, to which learned counsel appearing for the respondents No. 1 to 4/State has no objection.

3) It is ordered accordingly.

4) The respondent No.2/Collector, Rajnandgaon, is directed to consider and decide the representation dated 18-7-2007 (Annexure P/13) of the petitioners to ensure compliance of the order dated 13-12-2005 expeditiously, in accordance with law, as early as possible preferably within a period of two months from the date of receipt of a copy of this order.

Sd/-
Satish K. Agnihotri
Judge

raju